IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FOURTH DAY OF MAY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 11606 of 2005

Between:

Gadamsetti Subba Rao, S/o. Chinna Subbarayudu,
Ward No.7, Kandukur town and Mandal, Prakasam District.

..... PETITIONER

AND

1 The Joint Collector, Ongole, Prakasam District.
2 The Revenue Divisional Officer, Kandukur, Prakasam District.
3 The Mandal Revenue Officer, Kandukur, Prakasam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issued any appropriate writ, order or direction more particularly one in the nature of writ of Mandamus declaring the in action of the 3rd respondent herein in not implementing the orders of the 2nd respondent in proceedings RCF/2865/2004 dt.09-03-2005 as arbitrary, malafide illegal, improper and contrary to the mandatory provisions of the AP Public Distribution System Control Order, 2001 and consequently direct the 3rd respondent to forthwith implement the orders of the 2nd respondent in proceedings RCF/2865/2004 dt.09-03-2005 so as to enable the petitioner to continue as permanent fair price shop dealer of shop No.7, Kandukur Town, Prakasam District and pass such other order or orders as are deemed fit and proper.

Counsel for the Petitioner: MR.RAJANIKANTH JWALA

Counsel for the Respondent No.: GP FOR CIVIL SUPPLIES

The Court made the following :

THE HONOURABLE SRI JUSTICE K.C.BHANU

WRIT PETITION NO.11606 OF 2005

ORDER:

This writ petition is filed seeking a direction to the third respondent to implement the orders dated 9.3.2005 passed by the second respondent in Proceedings RCF/2865/2004, wherein the third respondent was directed to take necessary action for allotment of scheduled commodities to the petitioner to be distributed under Fair Price Shop from the Month of March 2005.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

Admittedly, it is for the third respondent to take necessary steps in pursuance of the orders of the second respondent. Therefore, without entering into the merits of the case, I deem it appropriate to dispose of the writ petition with a direction that the third respondent shall implement the orders of the second respondent.

The writ petition is disposed of with the above direction. No order as to costs.

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K.C.BHANU,J

24th May, 2005.

Mdaa

Copy to:

1 The Joint Collector, Ongole, Prakasam District.
2 The Revenue Divisional Officer, Kandukur, Prakasam District.
3 The Mandal Revenue Officer, Kandukur, Prakasam District.

4. two C.Cs to G.P.for Civil Supplies, High Court of A.P., Hyderabad (OUT).

5. Two C.D.copies.